

PLAINTIFF'S EXHIBIT W

1 prior to lineup, did a consent to search on
2 Mr. Boyd's apartment.

3 Q. Okay. Let me backup just a minute.
4 With this reference to a Jamaican gang, what did
5 you know -- what general knowledge did you have at
6 that time about Jamaican gangs in that area? Were
7 they doing drugs? What were they --

8 A. Prior to my becoming a detective in
9 1988, three years prior to that, I worked with
10 narcotics, with NIPS, Narcotic Impact Program. We
11 made street buys up in that area, different areas
12 of the city with the Jamaicans, Africans, Vice
13 Lords, Travelling Vice Lords, Gaylords, Gangster
14 Disciples. There were a lot of different gang
15 factions up in that area around Wrigleyville that
16 sold drugs on a regular basis.

17 Q. What about right in that specific
18 location around the Exodus?

19 A. There were probably about four or five
20 factions.

21 Q. Who were they?

22 A. Once again, the Jamaican Posse.

23 Q. They were the lead faction though,
24 right?

1 A. Not really. They had the Travelling
2 Vice Lords that probably controlled that area
3 pretty much.

4 Q. Breezo was a Vice Lord, is that correct?

5 A. I don't know.

6 Q. Well, assume that he was. Stanley
7 Morgan was a Vice Lord?

8 MS. RALPH: Objection, speculation.

9 MR. NOLAND: If you'd let him answer the
10 question. Just a second ago, I think you cut him
11 off.

12 MS. ZELLNER: Excuse me.

13 BY MS. ZELLNER:

14 Q. Do you recognize the name Stanley
15 Morgan?

16 A. No.

17 Q. But you said the Vice Lords were also in
18 that area?

19 A. The Vice Lords, the Gangster Disciples,
20 the Jamaican Posse. There were a bunch of African
21 Rastafarian people that started coming in there.
22 You had Latin Eagles.

23 Q. I'm talking about that specific area.

24 A. That's what I'm talking about.

1 Q. Okay. So at some point in time, though,
2 early in the investigation one of your assignments
3 is to make a list of narcotic dealers, right?

4 A. Yes.

5 Q. Let me get that. Let me just hand you
6 this one.

7 (WHEREUPON, document marked as
8 Deposition Exhibit No. 3.)

9 BY MS. ZELLNER:

10 Q. Let me just hand you this report and ask
11 you if you can first identify your signature on it.

12 A. That's my signature.

13 Q. And then if you go to the second page,
14 that last paragraph, could you just read that into
15 the record?

16 A. Reporting detective then contacted the
17 Organized Crime Division Narcotics Section and
18 requested that they compile a list of narcotic
19 dealers and offenders from the area of the incident
20 and send same to Area 6 Violent Crimes office as
21 soon as possible. The names of the victims were
22 also submitted for profiles and will also be sent
23 when ready.

24 Q. Do we know -- I'm assuming that you did

1 that, correct?

2 A. Yes, I made that phone call.

3 Q. And is that around what -- what's the
4 date? When did you do that?

5 A. That would have been on the 26th of
6 February.

7 Q. And so you make a phone call to the
8 Organized Crime Division?

9 A. Yes.

10 Q. Tell me about that phone call that you
11 made?

12 A. Tell them about what happened, tell them
13 about the accident that we had, and I asked them if
14 they had any missions going on in the area,
15 specifically where they were targeting anybody
16 specific, and then I asked them to compile, if they
17 knew of anybody, to talk to their guys, told them
18 what we were looking for. We were looking for we
19 believe it to be either a gang-related or
20 narcotic-related shooting, and if they could help
21 us out in any way, show us any kind of names
22 specifically from that area, no matter what gang it
23 was or anything else like that, just if they had
24 anything at all to send us to the area.

1 Division?

2 A. Once again, I never saw a specific list.
3 They may have called the area back, talked to
4 somebody at the desk and said we got nothing, we
5 got nothing up there.

6 Q. But there would be a report of that,
7 correct?

8 MR. NOLAND: Objection, calls for
9 speculation.

10 MS. RALPH: Answer.

11 BY THE WITNESS:

12 A. Not necessarily.

13 BY MS. ZELLNER:

14 Q. There would not be a report if they
15 called back and gave a list of names, there would
16 not be a report?

17 MR. NOLAND: Objection, asked and
18 answered.

19 MS. ZELLNER: No. Let him answer.

20 BY THE WITNESS:

21 A. If there was a list of names, then they
22 would have sent us a list of names. But if it was
23 negative, somebody would have just -- it's not
24 unusual to get a call and say we got nothing up

1 there.

2 BY MS. ZELLNER:

3 Q. But why wouldn't there be a report if
4 there was nothing up there? Why wouldn't there be
5 a report in the file?

6 A. Because narcotics and gangs in the
7 organized crime section, they don't always generate
8 reports. I can't speak for their policies or what
9 they do.

10 Q. You had that experience before of
11 calling in and they didn't generate reports?

12 A. I don't work for those units.

13 Q. What about on your end, the person that
14 took the call, why would they not have generated --

15 A. On their end? I don't know.

16 Q. But you never followed up on it,
17 correct?

18 A. Me, personally, no.

19 Q. When you made the phone call, did they
20 say, we can check it right now?

21 A. No.

22 Q. What did they say to you?

23 A. Just we will check on it.

24 Q. And they had your name, correct?

1 A. No.

2 Q. Did you tell them what time the shooting
3 occurred?

4 A. Yes.

5 Q. Did you tell them that you suspected
6 that it involved some type of drug transaction?

7 A. Yes.

8 Q. Did you tell them that it involved
9 marijuana or cocaine?

10 A. Yes.

11 Q. Did you tell them anything about
12 Warner's background?

13 A. Them? No.

14 Q. Did you know about Warner's background
15 at that point?

16 A. No.

17 Q. Did you tell them anything about
18 witnesses at the scene?

19 A. No.

20 Q. Did you tell them what kind of weapon
21 was used?

22 A. I may have.

23 Q. Did you tell them anything or mention
24 anything about Jamaicans at the scene?

1 MS. ZELLNER: Let me show you the
2 witness identification involving this.

3 (WHEREUPON, document marked as
4 Deposition Exhibit No. 4.)

5 BY MS. ZELLNER:

6 Q. I've handed you Plaintiff's Exhibit 4.
7 What do you recognize this document to be?

8 A. This is a supplementary report prepared
9 by Detective Sikorski and Kowalski.

10 Q. You said they were the officers at the
11 scene, correct?

12 A. Correct.

13 Q. And they interviewed witnesses?

14 A. It appears so, yes.

15 Q. At the scene, right?

16 A. Yes.

17 Q. If you look on the second page of this
18 document, SA01366 or LB83, there is a description
19 provided of the shooter. Do you see that?

20 A. I do.

21 Q. Could you read that into the record,
22 please?

23 A. No. 1, male black, mid-to-late 20s,
24 5-foot-10 to 6-foot tall, 170 to 190 pounds,

1 well-built, unknown black hair, flat nose with
2 moustache, medium dark, wore either a black leather
3 baseball cap or ski cap, waist length dark brown or
4 black leather jacket, blue jeans, gym shoes, no
5 further description. No. 2, additional offenders
6 in vehicle described subsequently.

7 Q. Now, is it your understanding that this
8 description came from the witnesses at the scene?

9 A. It lists in parentheses underneath,
10 above description came from interviews of all known
11 witnesses.

12 Q. And those were interviews that Kowalski
13 conducted, right?

14 A. Kowalski and Sikorski. I don't know if
15 there were any other detectives that were assigned
16 at the time interviewing people, but it would have
17 come during the interviews of the people that are
18 listed there.

19 Q. Do you know what Lathierial Boyd's
20 height was at that time?

21 A. I don't.

22 Q. Do you know what his weight was?

23 A. I don't.

24 Q. Do you know if he had a moustache?

1 A. I don't.

2 Q. Do you know if he had a flat nose?

3 A. I don't.

4 Q. You would agree with me the witnesses
5 were able to give a description of the shooter,
6 though, to some extent?

7 MS. RALPH: Objection, foundation.

8 BY MS. ZELLNER:

9 Q. The report indicates there's a
10 description given by the witnesses, right?

11 A. I don't know if the description is by
12 all the witnesses.

13 Q. Okay. But the description is coming
14 from witnesses, right, whether it's one or many?

15 A. Yes.

16 Q. Just looking through this report, do you
17 see any reference in this report to any of the
18 witnesses being intoxicated at the scene?

19 A. No, it does not.

20 Q. Okay. Did you notice when you were --
21 would you expect that if the witnesses were
22 intoxicated, that the officers interviewing them
23 would have made note of that?

24 MR. NOLAND: Objection to the extent

1 about, you know, your interaction with the
2 witnesses or Mr. Warner?

3 A. The two girls. And some of the sailors.
4 The two girls specifically. They told me -- they
5 were very scared. I told them, don't worry about
6 it. Nobody can see you. They said, nah, that's
7 not what we're scared about. We were in a bar. We
8 shouldn't have been in a bar. We were drinking.
9 We are underage, stuff like that. I don't want to
10 get in trouble. It doesn't matter. I don't really
11 want to -- we were drinking. We were pretty drunk.
12 I don't think I can make an identification. I
13 said, I don't really care about that. I don't care
14 if you were drunk. I don't care if you were
15 drinking. I'm not going to tell your mom and dad
16 if you were buying reefer or you were playing with
17 the sailors. That's not why we're here. Just do
18 your best. If you can identify anybody, fine. If
19 you can't, you can't. They viewed it very quickly,
20 a matter of seconds. I don't see anybody. Then
21 they were put in the other room and the next person
22 was brought up.

23 Q. And did the other detectives in addition
24 to yourself, did they have interaction with these